



than a de minimis injury. Accordingly, it is **ORDERED** that an evidentiary hearing will be held on **June 18, 2013, at 9:00 a.m.** in the Warden's Conference Room at Holman Correctional Facility, Atmore, Alabama.

In preparation of the hearing, on or before **April 26, 2013**, the Alabama Department of Corrections shall produce to the Court **UNDER SEAL** all of Osborne's medical records from October 1, 2011 through March 1, 2012. Also, Osborne and the defendants should submit by **April 26, 2013**, a list of the proposed witnesses for the evidentiary hearing along with a brief statement of the expected testimony from each. The parties should also include the addresses of each witness and a statement as to whether the witness will appear without the need of a subpoena.

The Alabama Department of Correction is **ORDERED** to either produce Osborne in person for the hearing or provide his appearance via video-conference.<sup>2</sup>

The Clerk is **directed** to mail a copy of this order to Anne Hill, General Counsel for the Alabama Department of Corrections, P. O. Box 301501, Montgomery, Alabama 36130-1501.

**DONE** this 27th day of March, 2013.

/s/ Kristi K. DuBose  
KRISTI K. DuBOSE  
UNITED STATES DISTRICT JUDGE

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<sup>2</sup> The Department should verify in advance that the video conference option will work and inform the Court on or before **June 7, 2013**, as to which option it will exercise.